

30 AUG 2006



United States Patent and Trademark Office

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FOLEY AND LARDNER LLP
SUITE 500
3000 K STREET NW
WASHINGTON DC 20007

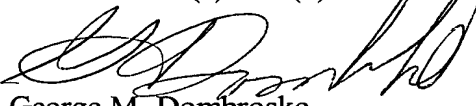
In re Application of :
Powers et al. :
Application No.: 10/587,846 : DECISION
PCT No.: PCT/US04/35805 :
Int. Filing Date: 27 October 2004 : ON
Earliest Priority Date: 28 October 2003 :
Attorney Docket No.: 038923-0197 : PETITION
For: Triazole Compounds And Uses Related Thereto :

The petition to revive under 37 CFR 1.137(b) filed 28 July 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant states that "the entire delay in filing the required reply, from the due date of the reply until the filing of the instant petition, which is believed to be a grantable petition, was unintentional." This is being construed as a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Petitioner must notify the Patent and Trademark Office if such an interpretation of the statement in the petition is not correct. Thus, the statement in the petition is being accepted in satisfaction of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has filed the required reply in the form of the basic national fee, and has paid the petition fee. Thus, the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the United States Designated/Elected Office for further processing, including the preparation and mailing of a Notification of Missing Requirements (Form PCT/DO/EO/905) requiring an executed oath or declaration compliant with 37 CFR 1.497(a) and (b). The surcharge under 37 CFR 1.492(h) has been paid.


George M. Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459

08/31/2006 SBASHEIR 00000003 10587846

01 FC:1617

130.00 0P

04 FC:1618

-130.00 0P